

Multi-year CS permits may be issued to local agencies (cities and counties) for up to two years. Should standards change during the term of the permit, the permittee shall comply with current State standards and specifications. CS permits authorize reconstruction, repair, and replacement of existing curbs, gutters, handicapped ramps and sidewalks. These structures shall conform to existing dimensions, configurations, alignments, and grades. Drainage facilities shall not be modified and healthy trees shall not be removed.

501.13 Commercial Use
Permit Code CU

501.13A Newspaper Vending Machines

No-fee permits are issued for placing newspaper vending machines within conventional highway right of way. Caltrans should work with servicing news organizations to select safe locations for vending machines and encourage placement of machines on private property. Permits are issued to news organizations for their individual vending machines when no practical location exists outside the right of way in the area requested.

Districts should not remove existing vending machines or cite them as illegal encroachments. Rather, they should contact the news organization to obtain an application. When vending machines obstruct pedestrians or present a traffic hazard, the news organization should have them relocated.

Coin-operated newspaper vending machines featuring sex-oriented magazines and newspapers shall not be permitted on State right of way [California Penal Code Section 313.1 (c) (1)].

Newspaper vending machines shall have a minimum 2' (0.60 m) horizontal clearance to the face of curb and provide 4' (1.21 m) of clear sidewalk. They should comply with standards for clear recovery zone and breakaway design if districts determine that the installation would constitute a fixed object. Vending machines displaying advertising for other than the newspaper shall be removed.

Newspaper vending machines are not authorized, and permits are not issued, in access controlled right of way except as provided in Section 501.13B. Maintenance should immediately remove machines located within the access controlled right of way, except for those statutorily authorized in roadside rest areas under a Newspaper Distribution Agreement (Appendix B) prepared by the Office of State Landscape Architecture.

501.13B Safety Roadside Rest Areas and Vista Points

The District Rest Area Coordinator coordinates all activities pertaining to safety roadside rest areas. Vista Points' operations are the responsibility of Landscape Architecture in each district. Applications for use that require an encroachment permit should be sent through the appropriate coordinator to the District Permit Engineer.

The coordinator performs all reviews, field studies, and document preparation before sending the completed package to the permit engineer for permit issuance. Applications for the placement of

Newspaper vending machines require a deposit/fee equal to four (4) hours of the encroachment standard hourly rate.

Solicitation and vending activities are illegal and not permitted in roadside rest areas and vista points except as described below.

Activities that require a permit and the responsible Headquarters jurisdiction are listed as follows:

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|-------------------------------|------------------------|
| • Newspaper Vending Machines | Landscape Architecture |
| • Vending Machines | Landscape Architecture |
| • Adopt - A - Rest Area | Maintenance |
| • Coin/Credit Card Telephones | Telecommunications |
| • Coupon Distribution | Maintenance |

The placement of vending machines at roadside rest areas is authorized by the Streets and Highways Code, Section 220.5. One permit is issued for each site to the California Department of Rehabilitation for construction and maintenance of kiosk and vending machine installation. A double permit is issued to the contractor installing kiosk and vending machines.

For additional permitting information see the California Administrative Code, Chapter 20, Article 4.

Uses not requiring a permit and the responsible Headquarters jurisdiction are listed below:

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|--------------------------------|------------------------|
| • Agricultural Displays | Landscape Architecture |
| • Traveler Information Centers | Maintenance |

Agricultural Displays and Traveler Information Centers are governed under the terms of agreements administered by the Maintenance and Landscape Architecture. Other proposed activities or uses may require an encroachment permit. For determinations contact Headquarters Office of Permits.

501.13B-1 Demonstration and Experimental Projects for Commercial Use of Right of Way

The Division of Right of Way is involved with demonstration or experimental projects involving commercial use of the right of way authorized by statute. The most apparent project type is a commercial kiosk used for advertising in roadside rest areas. This program involves placement of private property within the right of way. Right of Way manages these programs and coordinates all reviews. Permits are issued when applications are approved by Right of Way.

501.14 Double Permit Permit Code DP

A permit must be issued to the owner of the encroachment. When encroachment work is performed by someone other than the owner, the contractor also may be required by the district to obtain a permit for the work. This practice is called double permitting and is required to recover inspection charges when the original permittee is a public corporation having its work performed by contract (Section 601).